

## Movie and TV Industries and Related Media -- Tax Incentives

### Part Compiler's Comments:

Severability: Section 14, Ch. 593, L. 2005, was a severability clause.

Effective Date: Section 15, Ch. 593, L. 2005, provided that this part is effective on passage and approval. Approved May 6, 2005.

Applicability: Section 16, Ch. 593, L. 2005, provided: "(1) Except as provided in subsection (2), [this act] applies to state-certified productions approved after [the effective date of this act] [effective May 6, 2005].

(2) [Sections 6 through 10] [15-31-906 through 15-31-910] apply retroactively, within the meaning of 1-2-109, to tax years beginning after December 31, 2004."

Termination -- Carryforward: Section 17, Ch. 593, L. 2005, provided: "[This act] terminates January 1, 2010, but an unused credit under [section 7] [15-31-907] may be carried forward for use on returns for tax years beginning before January 1, 2014, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2009."

**15-31-901. (Temporary) Short title.** This part may be cited as the "Big Sky on the Big Screen Act". (Terminates January 1, 2015--sec. 17, Ch. 593, L. 2005; sec. 1, Ch. 186, L. 2009.)

History: En. Sec. 1, Ch. 593, L. 2005.

### Compiler's Comments:

Termination and Carryforward: Section 1, Ch. 186, L. 2009, amended section 17, Ch. 593, L. 2005, to extend the termination date of this section from January 1, 2010, to January 1, 2015, and to extend the carryforward for an unused credit under 15-31-907 for use on returns for tax years beginning before January 1, 2014, to returns for tax years beginning before January 1, 2019, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2014 (previously December 31, 2009). Effective April 9, 2009.

**15-31-902. (Temporary) Purpose.** (1) The purposes of this part are to enhance Montana's economy by revitalizing and expanding the motion picture and television industries and related media in Montana and to promote the growth of small businesses. The objectives of this part are to:

- (a) renew interest in Montana as a premier location for the production of motion pictures, documentaries, television programs and commercials, and magazine advertising;
- (b) encourage the creation of jobs that pay well for Montana workers and university graduates;
- (c) enhance the growth of Montana businesses that provide goods and services for these types of productions; and
- (d) help promote the tourism industry in Montana.

(2) The objectives in subsection (1) will best be achieved by offering tax incentives to production companies for hiring Montana residents and for purchasing Montana goods and services. (Terminates January 1, 2015--sec. 17, Ch. 593, L. 2005; sec. 1, Ch. 186, L. 2009.)

History: En. Sec. 2, Ch. 593, L. 2005.

### Compiler's Comments:

Termination and Carryforward: Section 1, Ch. 186, L. 2009, amended section 17, Ch. 593, L. 2005, to extend the termination date of this section from January 1, 2010, to January 1, 2015, and to extend the carryforward for an unused credit under 15-31-907 for use on returns for tax years beginning before January 1, 2014, to returns for tax years beginning before January 1, 2019, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2014 (previously December 31, 2009). Effective April 9, 2009.

**15-31-903. (Temporary) Definitions.** As used in this part, unless the context requires otherwise, the following definitions apply:

(1) "Compensation" means salary, wages, or other compensation, including related benefits paid to a Montana resident.

(2) (a) "Production" means a nationally or regionally distributed feature-length film, short film, documentary, television series or segment, television pilot, magazine advertising, other than advertising

for tobacco products, or commercial made in Montana, in whole or in part, for theatrical, television, video, internet, or other viewing.

(b) The term does not include the production of television coverage of news and athletic events or a film, video, internet production, television series, magazine advertising, or commercial that:

- (i) contains any obscene material or performance as described in 45-8-201(2); or
- (ii) is produced in whole or in part with money received for tobacco product placement, advertisement, or other tobacco use in the production.

(3) (a) "Production company" means a company engaged in the business of producing nationally or regionally distributed productions.

(b) The term does not include a company owned, affiliated, or controlled by, in whole or in part, a company or person that is in default on a loan made by this state or a loan guaranteed by this state or a company or person that has filed for bankruptcy.

(4) (a) "Qualified expenditures" means expenditures in Montana made by a production company that are directly related to a state-certified production. The term includes expenditures for lodging expenses, restaurant and food expenses, location fees, lumber and construction materials, rental of production equipment and vehicles, and supplies and materials that will be used in the production.

(b) The term does not include expenditures made for goods and services obtained out of state.

(5) "Resident" or "Montana resident", for the purpose of determining eligibility for the tax credit provided under 15-31-907, has the meaning provided in 15-30-2101.

(6) "State-certified production" means a production certified by the department of commerce as provided in 15-31-904 and produced by a production company that has a national or regional distribution plan, including but not limited to a major theatrical exhibition, film festival, television network, cable television programming, magazine advertising, or video or internet distribution. (Terminates January 1, 2015--sec. 17, Ch. 593, L. 2005; sec. 1, Ch. 186, L. 2009.)

History: En. Sec. 3, Ch. 593, L. 2005.

#### Compiler's Comments:

Termination and Carryforward: Section 1, Ch. 186, L. 2009, amended section 17, Ch. 593, L. 2005, to extend the termination date of this section from January 1, 2010, to January 1, 2015, and to extend the carryforward for an unused credit under 15-31-907 for use on returns for tax years beginning before January 1, 2014, to returns for tax years beginning before January 1, 2019, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2014 (previously December 31, 2009). Effective April 9, 2009.

**15-31-904. (Temporary) Application for state certification -- approval -- revocation -- eligibility for tax credits -- rules.** (1) A production company may not receive the tax credits allowed under 15-31-907 and 15-31-908 unless the production has been certified by the department of commerce, as provided in this section, and has applied to the department of revenue for the tax credits as provided in 15-31-906. The certification by the department of commerce must occur within 30 days after submission of the application under this section.

(2) An application, on a form provided by the department of commerce, must be submitted by the production company to the department of commerce before the start of principal photography. The application must include:

- (a) the production company's name, primary home address, business address, telephone and fax numbers, incorporation information, and federal tax identification number;
- (b) the address and telephone and fax numbers of the production company's Montana office;
- (c) the name of the line producer, unit production manager, or production accountant or the names of all three;
- (d) a statement that the applicant meets the definition of a production company under 15-31-903;
- (e) the title of the production;
- (f) the type of production;
- (g) the proposed dates of production from preproduction to the start and completion of principal photography;
- (h) a copy or synopsis of the production script;
- (i) a list of the production locations;
- (j) a statement that the proposed production:

(i) does not contain any material or performance that would be considered obscene under 45-8-201(2); or

(ii) will not receive any money for tobacco product placement, advertisement, or other tobacco use in the production; and

(k) if the production is a feature-length film, a statement that the production will include a line in the production's film credits that the production was filmed in Montana.

(3) The application must be signed by the manager, agent, president, vice president, or other person authorized to represent the production company.

(4) (a) The department of commerce shall notify the applicant within 30 days of receipt as to whether the production qualifies as a state-certified production.

(b) (i) Subject to subsection (4)(b)(ii), if the department of commerce approves the application, it shall provide a certification number to the applicant and notify the department of revenue of the approval and certification number.

(ii) If the production is a feature-length film, the production company and the department of commerce, prior to the issuance of the certification number, shall enter into an agreement that the production company will comply with the provisions of subsection (2)(k). The agreement may provide for remedies if the production company violates the agreement.

(5) If the department of commerce determines that the production company has violated the provisions of subsection (2)(d) or (2)(j), the department of commerce may revoke the state certification of the production. If the department of commerce revokes the state certification, the department of commerce shall notify the department of revenue. The production company has the right to a hearing under Title 2, chapter 4, part 6.

(6) The department of commerce shall prescribe rules, including a procedure for review of that department's denial or revocation of state certification, necessary to carry out the provisions of this section. (Terminates January 1, 2015--sec. 17, Ch. 593, L. 2005; sec. 1, Ch. 186, L. 2009.)

History: En. Sec. 4, Ch. 593, L. 2005.

#### Compiler's Comments:

Termination and Carryforward: Section 1, Ch. 186, L. 2009, amended section 17, Ch. 593, L. 2005, to extend the termination date of this section from January 1, 2010, to January 1, 2015, and to extend the carryforward for an unused credit under 15-31-907 for use on returns for tax years beginning before January 1, 2014, to returns for tax years beginning before January 1, 2019, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2014 (previously December 31, 2009). Effective April 9, 2009.

**15-31-905. (Temporary) Submission of costs.** Within 60 days of completion of principal photography, the production company shall submit a statement of all expenditures and compensation paid to Montana residents to the department. (Terminates January 1, 2015--sec. 17, Ch. 593, L. 2005; sec. 1, Ch. 186, L. 2009.)

History: En. Sec. 5, Ch. 593, L. 2005.

#### Compiler's Comments:

Termination and Carryforward: Section 1, Ch. 186, L. 2009, amended section 17, Ch. 593, L. 2005, to extend the termination date of this section from January 1, 2010, to January 1, 2015, and to extend the carryforward for an unused credit under 15-31-907 for use on returns for tax years beginning before January 1, 2014, to returns for tax years beginning before January 1, 2019, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2014 (previously December 31, 2009). Effective April 9, 2009.

**15-31-906. (Temporary) Application for tax credit -- fee.** (1) To receive the tax credits under 15-31-907 and 15-31-908 for a state-certified production, a production company shall apply to the department on a form prescribed by the department. The form must be accompanied by an application fee. The application must be made and the fee paid at the time the production company files its tax return.

(2) The application fee is \$500.

(3) The fee must be deposited in the state special revenue account. The fee is statutorily appropriated, as provided in 17-7-502, in equal amounts to the department of revenue and the department of commerce to administer the provisions of 15-31-906 through 15-31-908, 15-31-910, and 15-31-911. (Terminates January 1, 2015--sec. 17, Ch. 593, L. 2005; sec. 9, Ch. 367, L. 2007; secs. 1, 2, Ch. 186, L. 2009.)

History: En. Sec. 6, Ch. 593, L. 2005; amd. Sec. 1, Ch. 367, L. 2007.

**Compiler's Comments:**

Termination and Carryforward: Section 1, Ch. 186, L. 2009, amended section 17, Ch. 593, L. 2005, and section 2, Ch. 186, L. 2009, amended section 9, Ch. 367, L. 2007, to extend the termination date of this section from January 1, 2010, to January 1, 2015, and to extend the carryforward for an unused credit under 15-31-907 for use on returns for tax years beginning before January 1, 2014, to returns for tax years beginning before January 1, 2019, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2014 (previously December 31, 2009). Effective April 9, 2009.

2007 Amendment: Chapter 367 in (2) after "application fee is" deleted "determined as follows:

(a) if the total compensation paid to Montana residents for the production is less than or equal to \$30,000, the application fee is \$500;

(b) if the total compensation paid to Montana residents for the production is more than \$30,000, the application fee is \$75 for each resident employed by the production company; or

(c) if the production company is applying only for the qualified expenditure tax credit, the application fee is"; in (3) inserted references to 15-31-908 and 15-31-910; and made minor changes in style. Amendment effective May 3, 2007, and terminates January 1, 2010.

Severability: Section 6, Ch. 367, L. 2007, was a severability clause.

Retroactive Applicability: Section 8, Ch. 367, L. 2007, provided: "[This act] applies retroactively, within the meaning of 1-2-109, to tax years beginning after December 31, 2006."

Termination and Carryforward: Section 9, Ch. 367, L. 2007, provided: "[Sections 1 through 4] [15-31-906, 15-31-907, 15-31-908, and 15-31-911] terminate January 1, 2010, but an unused credit under 15-31-907 may be carried forward for use on returns for tax years beginning before January 1, 2014, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2009."

**15-31-907. (Temporary) Employment production tax credit.** (1) A production company that has submitted an application for a tax credit and paid the fee as required under 15-31-906 is allowed a tax credit against the taxes imposed by chapter 30 or 31 for the employment of residents of this state in connection with a state-certified production in the state. Except as provided in subsection (4)(b), the credit is equal to credit carryovers and the credit for the tax year.

(2) The aggregate of the credit allowed under this section for a production occurring in the production company's tax year is equal to the sum of 14% of the first \$50,000 or less of actual compensation paid to each Montana resident employed in connection with the state-certified production during the tax year.

(3) The taxpayer is required to provide to the department, on a form prescribed by the department, a list of all cast and crew participating in the production and the amount of compensation paid to each Montana resident. The form returned by the taxpayer must include the certification number provided for in 15-31-904.

(4) If the credit exceeds the taxpayer's tax liability, the taxpayer shall make a one-time election to claim the credit for each state-certified production allowed under this section as follows:

(a) the credit may be refunded; or

(b) the credit may be carried forward against the taxes imposed by chapter 30 or 31 for the 4 succeeding tax years.

(5) A C. corporation, an individual, an S. corporation, or a partnership qualifies for the credit under this section. If the credit is claimed by an S. corporation or a partnership, the credit must be attributed to the shareholders, partners, or members in the same proportion used to report income or loss for state tax purposes.

(6) The credit allowed under this section may not be claimed by a taxpayer if the taxpayer has included the amount of the compensation upon which the amount of the credit was computed as a deduction under 15-30-2131 or 15-31-114.

(7) If any application of this section is held invalid, this section applies to other situations or persons in a manner that is not included in the invalid application. (Terminates January 1, 2015--sec. 17, Ch. 593, L. 2005; sec. 9, Ch. 367, L. 2007; secs. 1, 2, Ch. 186, L. 2009.)

History: En. Sec. 7, Ch. 593, L. 2005; amd. Sec. 2, Ch. 367, L. 2007.

#### Compiler's Comments:

Termination and Carryforward: Section 1, Ch. 186, L. 2009, amended section 17, Ch. 593, L. 2005, and section 2, Ch. 186, L. 2009, amended section 9, Ch. 367, L. 2007, to extend the termination date of this section from January 1, 2010, to January 1, 2015, and to extend the carryforward for an unused credit under 15-31-907 for use on returns for tax years beginning before January 1, 2014, to returns for tax years beginning before January 1, 2019, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2014 (previously December 31, 2009).

2007 Amendment: Chapter 367 in (1) at beginning deleted "Subject to 15-31-909"; in (2) near middle substituted "14%" for "12%"; in (4)(b) deleted former last sentence that read: "However, the credit may not be carried forward to the extent that the credit in the tax year in which the credit is received exceeds the limitation under 15-31-909"; and made minor changes in style. Amendment effective May 3, 2007, and terminates January 1, 2010.

Severability: Section 6, Ch. 367, L. 2007, was a severability clause.

Retroactive Applicability: Section 8, Ch. 367, L. 2007, provided: "[This act] applies retroactively, within the meaning of 1-2-109, to tax years beginning after December 31, 2006."

Termination and Carryforward: Section 9, Ch. 367, L. 2007, provided: "[Sections 1 through 4] [15-31-906, 15-31-907, 15-31-908, and 15-31-911] terminate January 1, 2010, but an unused credit under 15-31-907 may be carried forward for use on returns for tax years beginning before January 1, 2014, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2009."

**15-31-908. (Temporary) Tax credit for qualified expenditures.** (1) A production company that has submitted an application and paid the fee as required under 15-31-906 is allowed a tax credit against the taxes imposed by chapter 30 or 31 for qualified expenditures in this state made in connection with a state-certified production in the state. The credit allowed under this section is equal to 9% of the total qualified expenditures incurred in connection with the state-certified production during the tax year.

(2) (a) The taxpayer is required to provide to the department, on a form prescribed by the department, the amount of qualified expenditures. The form returned by the taxpayer must include the certification number provided for in 15-31-904. The taxpayer shall also provide other information required by the department to verify the accuracy of the qualified expenditures.

(b) The taxpayer shall certify in writing to the department, under penalty of false swearing as provided in 45-7-202, that the taxpayer has paid in full to each vendor in Montana for all goods and services purchased by the taxpayer in connection with the state-certified production during the tax year. A credit under this section may not be claimed unless the taxpayer has paid in full for all purchases of goods and services from Montana vendors.

(3) The credit allowed under this section must be refunded if a taxpayer has tax liability less than the amount of the credit.

(4) A C. corporation, an individual, an S. corporation, or a partnership qualifies for the credit under this section. If the credit is claimed by an S. corporation or a partnership, the credit must be attributed to the shareholders, partners, or members in the same proportion used to report income or loss for state tax purposes.

(5) The credit allowed under this section may not be claimed by a taxpayer if the taxpayer has included the amount of the qualified expenditure upon which the amount of the credit was computed as a deduction under 15-30-2131 or 15-31-114. (Terminates January 1, 2015--sec. 17, Ch. 593, L. 2005; sec. 9, Ch. 367, L. 2007; secs. 1, 2, Ch. 186, L. 2009.)

History: En. Sec. 8, Ch. 593, L. 2005; amd. Sec. 3, Ch. 367, L. 2007.

Compiler's Comments:

Termination and Carryforward: Section 1, Ch. 186, L. 2009, amended section 17, Ch. 593, L. 2005, and section 2, Ch. 186, L. 2009, amended section 9, Ch. 367, L. 2007, to extend the termination date of this section from January 1, 2010, to January 1, 2015, and to extend the carryforward for an unused credit under 15-31-907 for use on returns for tax years beginning before January 1, 2014, to returns for tax years beginning before January 1, 2019, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2014 (previously December 31, 2009). Effective April 9, 2009.

2007 Amendment: Chapter 367 in (1) at beginning deleted "Subject to 15-31-909"; inserted (2)(b) requiring taxpayer to certify full payment to each vendor for claiming of credit; and made minor changes in style. Amendment effective May 3, 2007, and terminates January 1, 2010.

Severability: Section 6, Ch. 367, L. 2007, was a severability clause.

Retroactive Applicability: Section 8, Ch. 367, L. 2007, provided: "[This act] applies retroactively, within the meaning of 1-2-109, to tax years beginning after December 31, 2006."

Termination and Carryforward: Section 9, Ch. 367, L. 2007, provided: "[Sections 1 through 4] [15-31-906, 15-31-907, 15-31-908, and 15-31-911] terminate January 1, 2010, but an unused credit under 15-31-907 may be carried forward for use on returns for tax years beginning before January 1, 2014, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2009."

**15-31-909. Repealed.** Sec. 5, Ch. 367, L. 2007.

History: En. Sec. 9, Ch. 593, L. 2005.

**15-31-910. (Temporary) Denial of claim for credit -- recapture.** A taxpayer whose state-certified production has been revoked as provided in 15-31-904(5) may not claim the credits allowed under 15-31-907 and 15-31-908. If the department of commerce revokes the state certification of a production company after the production company has taken a credit under 15-31-907 or 15-31-908, the production company shall refund the amount of any credits taken. The taxpayer is subject to the penalty and interest provisions of this chapter. (Terminates January 1, 2015--sec. 17, Ch. 593, L. 2005; sec. 1, Ch. 186, L. 2009.)

History: En. Sec. 10, Ch. 593, L. 2005.

Compiler's Comments:

Termination and Carryforward: Section 1, Ch. 186, L. 2009, amended section 17, Ch. 593, L. 2005, to extend the termination date of this section from January 1, 2010, to January 1, 2015, and to extend the carryforward for an unused credit under 15-31-907 for use on returns for tax years beginning before January 1, 2014, to returns for tax years beginning before January 1, 2019, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2014 (previously December 31, 2009). Effective April 9, 2009.

**15-31-911. (Temporary) Rules.** (1) The department of revenue shall adopt rules that are necessary to implement and administer 15-31-906 through 15-31-908, 15-31-910, and this section. The department shall, in consultation with the department of commerce, develop procedures for determining compensation paid to residents and qualified expenditures for the credits allowed under 15-31-907 and 15-31-908 and for taxpayer compliance with the provisions of 15-31-904.

(2) The department and the department of commerce shall jointly adopt rules related to the definitions in 15-31-903. (Terminates January 1, 2015--sec. 17, Ch. 593, L. 2005; sec. 9, Ch. 367, L. 2007; secs. 1, 2, Ch. 186, L. 2009.)

History: En. Sec. 11, Ch. 593, L. 2005; amd. Sec. 4, Ch. 367, L. 2007.

Compiler's Comments:

Termination and Carryforward: Section 1, Ch. 186, L. 2009, amended section 17, Ch. 593, L. 2005, and section 2, Ch. 186, L. 2009, amended section 9, Ch. 367, L. 2007, to extend the termination date of this section from January 1, 2010, to January 1, 2015, and to extend the carryforward for an unused credit under 15-31-907 for use on returns for tax years beginning before January 1, 2014, to returns for tax years beginning before January 1, 2019, subject to use, limitations on the amount of the

credit, carryforward, and recapture provisions of the credit effective on December 31, 2014 (previously December 31, 2009). Effective April 9, 2009.

2007 Amendment: Chapter 367 in (1) at end substituted reference to 15-31-908, 15-31-910, and this section for reference to 15-31-911. Amendment effective May 3, 2007, and terminates January 1, 2010.

Severability: Section 6, Ch. 367, L. 2007, was a severability clause.

Retroactive Applicability: Section 8, Ch. 367, L. 2007, provided: "[This act] applies retroactively, within the meaning of 1-2-109, to tax years beginning after December 31, 2006."

Termination and Carryforward: Section 9, Ch. 367, L. 2007, provided: "[Sections 1 through 4] [15-31-906, 15-31-907, 15-31-908, and 15-31-911] terminate January 1, 2010, but an unused credit under 15-31-907 may be carried forward for use on returns for tax years beginning before January 1, 2014, subject to use, limitations on the amount of the credit, carryforward, and recapture provisions of the credit effective on December 31, 2009."

**17-7-502. Statutory appropriations -- definition -- requisites for validity.** (1) A statutory appropriation is an appropriation made by permanent law that authorizes spending by a state agency without the need for a biennial legislative appropriation or budget amendment.

(2) Except as provided in subsection (4), to be effective, a statutory appropriation must comply with both of the following provisions:

(a) The law containing the statutory authority must be listed in subsection (3).

(b) The law or portion of the law making a statutory appropriation must specifically state that a statutory appropriation is made as provided in this section.

(3) The following laws are the only laws containing statutory appropriations: 2-17-105; 5-11-120; 5-11-407; 5-13-403; 7-4-2502; 10-1-108; 10-1-1202; 10-1-1303; 10-2-603; 10-3-203; 10-3-310; 10-3-312; 10-3-314; 10-4-301; 15-1-121; 15-1-218; **15-31-906**; 15-35-108; 15-36-332; 15-37-117; 15-39-110; 15-65-121; 15-70-101; 15-70-369; 15-70-601; 16-11-509; 17-3-106; 17-3-112; 17-3-212; 17-3-222; 17-3-241; 17-6-101; 18-11-112; 19-3-319; 19-6-404; 19-6-410; 19-9-702; 19-13-604; 19-17-301; 19-18-512; 19-19-305; 19-19-506; 19-20-604; 19-20-607; 19-21-203; 20-8-107; 20-9-534; 20-9-622; 20-26-1503; 22-3-1004; 23-4-105; 23-5-306; 23-5-409; 23-5-612; 23-7-301; 23-7-402; 37-43-204; 37-51-501; 39-71-503; 41-5-2011; 42-2-105; 44-4-1101; 44-12-206; 44-13-102; 50-4-623; 53-1-109; 53-9-113; 53-24-108; 53-24-206; 60-11-115; 61-3-415; 69-3-870; 75-1-1101; 75-5-1108; 75-6-214; 75-11-313; 77-1-108; 77-2-362; 80-2-222; 80-4-416; 80-11-518; 81-10-103; 82-11-161; 87-1-230; 87-1-603; 87-1-621; 90-1-115; 90-1-205; 90-1-504; 90-3-1003; 90-6-331; and 90-9-306.

(4) There is a statutory appropriation to pay the principal, interest, premiums, and costs of issuing, paying, and securing all bonds, notes, or other obligations, as due, that have been authorized and issued pursuant to the laws of Montana. Agencies that have entered into agreements authorized by the laws of Montana to pay the state treasurer, for deposit in accordance with 17-2-101 through 17-2-107, as determined by the state treasurer, an amount sufficient to pay the principal and interest as due on the bonds or notes have statutory appropriation authority for the payments. (In subsection (3): pursuant to sec. 10, Ch. 360, L. 1999, the inclusion of 19-20-604 terminates when the amortization period for the teachers' retirement system's unfunded liability is 10 years or less; pursuant to sec. 10(2), Ch. 10, Sp. L. May 2000, and secs. 3 and 6, Ch. 481, L. 2003, the inclusion of 15-35-108 terminates June 30, 2010; pursuant to sec. 17, Ch. 593, L. 2005, and sec. 1, Ch. 186, L. 2009, the inclusion of 15-31-906 terminates January 1, 2015; pursuant to sec. 73, Ch. 44, L. 2007, the inclusion of 19-6-410 terminates upon the death of the last recipient eligible under 19-6-709(2) for the supplemental benefit provided by 19-6-709; pursuant to sec. 14, Ch. 374, L. 2009, the inclusion of 53-9-113 terminates June 30, 2015; pursuant to sec. 8, Ch. 427, L. 2009, the inclusion of 87-1-230 terminates June 30, 2013; and pursuant to sec. 5, Ch. 442, L. 2009, the inclusion of 90-6-331 terminates June 30, 2019.)